

SEP 14 2004

IN THE UNITED STATES PATENT OFFICECUSTOMER NO. 23607

Serial No.: 10/042,352

Filing date: January 11, 2002

Our Ref.: PT-2065000

Applicant: Bernard Charles Sherman

Title: FOSINOPRIL SODIUM TABLET FORMULATION

Examiner: Micah Paul Young

Group Art Unit: 1615

Due Date: September 18, 2004

NOTICE OF APPEAL

September 14, 2004

VIA FACSIMILE - 703-872-9306

Dear Commissioner:

Further to Applicant's submission of September 10, 2004, Applicant hereby appeals to the Board of Appeals from the final Decision of the primary Examiner dated March 18, 2004, wherein claims 1, 6 and 7 have been rendered finally rejected.

Applicant authorizes the Commissioner to access his Agent's Deposit Account No. 08-3255 to withdraw the amount of \$330.00 in payment of the required Notice of Appeal fee for a large entity. If there is any deficiency or surplusage of the fees, please obtain any such deficiency from or credit the surplusage to Deposit Account No. 08-3255 and advise Applicant's Agent.

Respectfully submitted,

10/04/2004 RHARNON 00000005 083255 10042352

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330.00 DA

Neil H. Hughes, P.Eng.

Registration No. 33,636

Agent for the Applicant

NHH:ja

Enclosures